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14 SUPERIOR COURT OF THE STATE OF CALIFORNIA
15 FOR THE COUNTY OF LOS ANGELES - CENTRAL DISTRICT

16 LOS ANGELES SUNSHINE
17 COALITION

18 Petitioner,

19 vs.

20 THE CITY OF LOS ANGELES and
21 CURREN D. PRICE, JR., City
22 Councilmember

23 Respondents.

Case No. 21STCP02610

**Verified Petition for Writ of
Mandate Ordering Compliance
with the California Public Records
Act**

[Government Code §§ 6250 *et seq.*;
Code of Civil Procedure § 1085]

1 Petitioner Los Angeles Sunshine Coalition, represented by Adrian Riskin, petitions
2 this Court for a writ of mandate requiring the City of Los Angeles and Los Angeles
3 City Councilmember Curren D. Price, Jr. (collectively, the “Respondents”) to
4 immediately make available to Petitioner public records lawfully requested by
5 Petitioner pursuant to the California Public Records Act (“CPRA”), Government
6 Code section 6250, et seq.¹ Petitioner also respectfully requests that this Court
7 grant relief in the form of costs of suit, attorney’s fees, and other appropriate and
8 just relief resulting from Respondent’s unlawful conduct. Petitioner alleges as
9 follows:

10 **PARTIES**

- 11 1. Petitioner Dr. Adrian Riskin is a resident of Los Angeles, a professor at a
12 local College, and an open records activist. Using CPRA requests to
13 investigate and understand the activities of the Los Angeles City
14 government, Riskin makes all his findings freely available to the public
15 through blogging and community events. His collection of records have
16 helped both researchers and the public at large learn about the city’s
17 response to the homelessness crisis, including students at U.C. Berkeley
18 School of Law’s Policy Advocacy Clinic and documentary filmmakers
19 producing a film about the Greater West Hollywood Food Coalition.
20 Records obtained by Riskin have also been featured as part of an exhibit at
21 the Los Angeles Poverty Department – Skid Row History Museum.
22 Moreover, Riskin has also helped to empower the public by publishing a
23 guide to the practical use of the CPRA in the City of Los Angeles. Riskin is
24 a member of the public within the meaning of section 6252, subdivisions (b)
25 and (c).
- 26 2. Respondent City of Los Angeles (the “City”) is a local public agency within
27
28

¹ All further statutory references are to the Government Code unless otherwise indicated.

1 the meaning of sections 6252, subdivision (a) and 6252, subdivision (d). The
2 Los Angeles City Council is a department or division of the City.

- 3 3. Respondent Curren D. Price, Jr. is the City Councilmember for the Ninth
4 District. Curren D. Price, Jr. is the public official with the ultimate authority
5 and responsibility for the acts and omissions complained of herein.

6 **JURISDICTION AND VENUE**

- 7 4. This court has jurisdiction over this petition pursuant to sections 6258 &
8 6259 and Code Civ. Proc. section 1085.
- 9 5. Venue is proper in this Court. The records in question, or some portion of
10 them, are situated in the County of Los Angeles. (§ 6259, subd. (a).) Also,
11 Respondents reside in, and the acts and omissions complained of herein
12 occurred in, the County of Los Angeles. (Code Civ. Proc. §§ 393, subd. (b)
13 & 394, subd. (a).)

14 **GENERAL ALLEGATIONS**

- 15 6. This dispute arises from the failure of Respondents to comply with multiple
16 lawful requests for public records.

17 May 2019 Request

- 18 7. On May 9, 2019, Petitioner made a records request (“May 2019 Request”) to
19 Respondents pursuant to the CPRA. The request asked for all emails
20 between anyone on the staff for the Ninth Council District, including
21 Respondent Price, that were to/from/cc/bcc brian.buchner@lacity.org; or
22 to/from/cc/bcc 31546@lapd.online; or to/from/cc/bcc uhrc@lacity.org; or
23 contained the word “encampment” from July 1, 2015, through May 9, 2019
24 (“Encampment Request”). A true and correct copy of the request is attached
25 as Exhibit A.
- 26 8. All agencies are required to respond within 10 days from the receipt of the
27 request with a determination of whether the agency possesses responsive
28 documents. (§ 6253, subd. (c) (hereafter § 6253(c)).)

- 1 9. All agencies are required to make records “promptly available” to a person
2 upon payment of fees of replication, subject to some exemptions. (§ 6253,
3 subdivision (b) (hereafter § 6253(b)).)
- 4 10. On May 21, 2019, Respondents acknowledged receipt and stated that an
5 initial search had shown that the number of emails responsive to Petitioner’s
6 request numbered somewhere in the range of 17,000 records. A true and
7 correct copy of the email is attached as Exhibit B.
- 8 11. In violation of section 6253(c), Respondents did not respond to Petitioner’s
9 May 2019 Request until May 21, 2019, 12 days after the initial request.
- 10 12. On May 21, 2019, Petitioner agreed to amend the Encampment Request by
11 narrowing the date range of his original request. Under the amended
12 Encampment Request, Petitioner asked for all emails between anyone on the
13 staff for the Ninth Council District that contained the word “encampment”
14 from July 1, 2018, through May 9, 2019. A true and correct copy of the
15 email is attached as Exhibit C.
- 16 13. On May 21, 2019, Respondents acknowledged the change in the parameters
17 and stated they would follow up. A true and correct copy of the email is
18 attached as Exhibit D.
- 19 14. On May 24, 2019, Respondents sent their determination as to Petitioner’s
20 May 2019 Request. Respondents asserted that Petitioner’s amended
21 Encampment Request was unduly burdensome and declined to produce any
22 records that met those search requirements. Respondents stated that “the
23 public benefit in withholding the records and saving the resources that would
24 be required to process that request clearly outweighs the public benefit in
25 releasing them.” Respondents also stated that the requested records “could
26 implicate” sections 6255; 6254, subdivision (f); 6254, subdivision (k); &
27 6254, subdivision (c). A true and correct copy of the email is attached as
28 Exhibit E.

- 1 15. The CPRA creates “a presumptive right of access to any record created or
2 maintained by a public agency that relates in any way to the business of the
3 public agency.” (*Sander v. State Bar of California* (2013) 58 Cal.4th 300,
4 323.)
- 5 16. Unless one of the exceptions stated in the Act applies, the public is entitled
6 to “any writing containing information relating to the conduct of the public’s
7 business owned, used, or retained by any state or local agency.” (§§ 6252,
8 subd. (e) and 6253, subd. (a).)
- 9 17. In order to justify withholding any record, a public agency must demonstrate
10 that the record is in fact exempt under an express provision, not that it might
11 possibly fall under an express exemption. (§ 6255.)
- 12 18. Proposition 59 amended the Constitution to require that the interpretation of
13 the CPRA to “be broadly construed if it furthers the people’s right of access,
14 and narrowly construed if it limits the right of access.” (Cal. Const., art. I, §
15 3, subd. (b) par. (2).)
- 16 19. Section 6255, subdivision (a) (hereafter section 6255(a)) permits an agency
17 to withhold a public record if the agency demonstrates “that on the facts of
18 the particular case the public interest served by not disclosing the record
19 clearly outweighs the public interest served by the disclosure of the record.”
- 20 20. The balancing test outlined in section 6255(a) puts “the burden of proof on
21 the proponent of nondisclosure to demonstrate a clear overbalance on the
22 side of confidentiality.” (*American Civil Liberties Union Foundation v*
23 *Superior Court* (2017) 3 Cal.5th 1032, 1042 (hereafter *ACLU Foundation*).)
- 24 21. A clear overbalance may be shown through an accounting of the “expense
25 and inconvenience involved in segregating nonexempt from exempt
26 information.” (*ACLU Foundation, supra*, 3 Cal.5th 1032, 1043.)
- 27 22. Where nondisclosure is allowed under section 6255(a), section 6253,
28 subdivision (a) still requires that “[a]ny reasonably segregable portion of a

1 record shall be available for inspection by any person requesting the record
2 after deletion of the portions that are exempted by law". As such, "a public
3 agency remains otherwise obligated to redact exempt information from a
4 nonexempt record when the exempt and nonexempt materials are not
5 'inextricably intertwined' and are 'otherwise reasonably segregable.'"
6 (*Becerra v. Superior Court*, 44 Cal.App.5th 897, 257 Cal. Rpt.3d 897, 929.)

7 23. Respondents' denial of the amended Encampment Request violates sections
8 6252, subdivision (e); 6253, subdivision (a); 6255(a); & Cal. Const., art. I, §
9 3, subd. (b) par. (2). Respondents based their denial of the amended
10 Encampment Request on the original Encampment Request with a date
11 range of nearly four years which returned approximately 17,000 records, not
12 the much narrower date range of less than one year. Respondents failed to
13 account for the narrower request and have not concretely accounted for the
14 "expense and inconvenience" associated with Petitioner's request.

15 24. Respondents' denial of the original Encampment Request violates sections
16 6252, subdivision (e); 6253, subdivision (a); 6255(a); & Cal. Const., art. I, §
17 3, subd. (b) par. (2). In particular, as required under section 6255(a),
18 Respondents have neither shown that the records responsive to the original
19 Encampment Request are "exempt under express provisions" of the CPRA
20 nor have they shown that "the public interest served by not disclosing the
21 record clearly outweighs the public interest served by disclosure of the
22 record" in this particular matter. As such, Respondents must deliver all the
23 emails responsive to the original Encampment Request.

24 25. On May 30, 2019, Respondents agreed to allow Petitioner to review records
25 responding to the rest of the May 2019 Request (with the original July 1,
26 2015 through May 9, 2019 date range) starting on July 30, 2019, **82 days**
27 after the initial request. A true and correct copy of the email is attached as
28 Exhibit F.

26. Section 6253(b) requires records to be made “promptly available” following a records request that “reasonably describes an identifiable record”. Respondents delay in granting Petitioner the ability to review records responsive to his request is a violation of section 6253(b).

July 2019a Request

27. On July 10, 2019, Petitioner made a records request (“July 2019a Request”) to Respondents pursuant to the CPRA. The request asked for all emails from January 1, 2017, to July 10, 2019 in the possession of the Ninth Council District staff or Respondent Price that were to/from/cc/bcc Peter Mozgo or contained the word “mozgo”. A true and correct copy of the request is attached as Exhibit G.

28. In violation of sections 6253(b) & (c), Respondents did not respond to Petitioner’s July 2019 Request.

29. On October 29, 2019, Petitioner followed up on the July 2019a Request to Respondents, 111 days after his initial request. A true and correct copy of the email is attached as Exhibit H.

30. On October 29, 2019, Respondents responded to Petitioner, asserting that they did not recall receiving the July 2019a Request and stating they would get back to Petitioner. A true and correct copy of the email is attached as Exhibit I.

31. In violation of sections 6253(b) & (c), Respondents did not notify Petitioner within a 10-day period as to whether Respondents had the requested records within their possession and did not make any records “promptly available” to Petitioner.

32. Petitioner has not received any further response from Respondents since October 29, 2019, and has not received any records responsive to the July 2019a Request.

July 2019b Request

1 33. On July 25, 2019, Petitioner made a records request (“July 2019b Request”)
2 to Respondents pursuant to the CPRA. The request asked for copies of all
3 CPRA requests ever received by the Ninth Council District, all
4 communication exchanged between the requesters and the Ninth Council
5 District, and any type of list, log, calendar, or other type of record tracking
6 all requests received by the Ninth Council District. A true and correct copy
7 of the request is attached as Exhibit J.

8 34. In violation of sections 6253(b) & (c), Respondents did not respond to
9 Petitioner’s July 2019b Request.

10 35. On October 29, 2019, Petitioner followed up on his initial July 2019b
11 Request to Respondents, 96 days after his initial request. A true and correct
12 copy of the email is attached as Exhibit K.

13 36. In violation of sections 6253(b) & (c), Respondents did not respond to
14 Petitioner’s July 2019b Request for a second time.

15 37. At no time did Petitioner receive any response or acknowledgement of the
16 July 2019b Request from Respondents and has not received any records
17 responsive to the July 2019b Request, in violation of sections 6253(b) & (c).

18 September 2019 Request

19 38. On September 27, 2019, Petitioner made a records request (“September
20 2019 Request”) to Respondents pursuant to the CPRA. The multipart request
21 included:

- 22 a. “The most recent 5 emails in the possession of whoever it was in
23 CD9’s office that Howard Sunkin met with yesterday, September 26,
24 2019”;
- 25 b. All emails in the possession of City employee Angelina Valencia,
26 AKA Angelina Valencia-Dumarot or Angelina Dumarot, that relate to
27 requests under the CPRA and all messages from City employee
28 Angelina Valencia to Ninth Council District staff instructing them to

1 search for responsive records; and

2 c. All emails in the possession of Respondent Price in any email account
3 from September 2019 that relate to the public's business.

4 A true and correct copy of the request is attached as Exhibit L.

5 39. In violation of sections 6253(b) & (c), Respondents did not respond to
6 Petitioner's September 2019 Request until October 18, 2019, 21 days after
7 his request. A true and correct copy of the email is attached as Exhibit M.

8 40. On October 29, 2019, Petitioner followed up on his initial September 2019
9 Request, 32 days after his initial request. A true and correct copy of the
10 email is attached as Exhibit N.

11 41. On December 20, 2019, 84 days after the initial request, Respondents set out
12 a production schedule for the requests outlined in paragraphs No. 37b and c.
13 Respondents stated that records responsive to the request in paragraph No.
14 37b would be available on or before January 10, 2020, 105 days after the
15 initial request. The records responsive to the request in paragraph No. 37c
16 would be available on or before March 27, 2020, 182 days after the initial
17 request. Respondents stated that they were "unable to search for identifiable
18 documents" that documented the information requested in paragraph No.
19 37a. A true and correct copy of the email is attached as Exhibit O.

20 42. Section 6253.1, subdivision (a) requires a public agency to assist a member
21 so that they may "make a focused and effective request that reasonably
22 describes an identifiable record or records", including "providing
23 suggestions for overcoming any practical basis for denying access to the
24 records or information sought." (§ 6253.1, subd. (a)(3).)

25 43. In violation of section 6253.1, Respondents' denial of the request outlined in
26 paragraph No. 37a did not include any attempts to assist Petitioner in making
27 a more "focused and effective request".

28 44. On November 22, 2020, Petitioner followed up on the outstanding parts of

1 the September 2019 Request, 442 days after the initial request. In the email,
2 Petitioner noted that Respondents had failed to adhere to the production
3 schedule they had set out and had not produced any responsive records to the
4 requests outlined in paragraphs No. 37b & c. A true and correct copy of the
5 email is attached as Exhibit O.

6 45. Petitioner has not received any further response from Respondents since
7 December 20, 2019.

8 46. In violation of section 6253(b) & (c), Respondents did not acknowledge the
9 November 22, 2020 email from Petitioner and did not deliver the emails they
10 had in their possession that were responsive to the requests outlined in
11 paragraphs No. 37b & c.

12 *October 2019a Request*

13 47. On October 17, 2019, Petitioner made a records request (“October 2019a
14 Request”) to Respondents pursuant to the CPRA. The request was for all
15 emails from July 1, 2015 to October 9, 2019, between anyone in the office of
16 the Ninth Council District and any email address or domain at any of the
17 following: ekapr.com, kindelgagan.com, or lachamber.com. The request
18 asked for all emails to be produced in its native MBOX format and for all
19 attachments to be produced in their own native formats. A true and correct
20 copy of the request is attached as Exhibit P.

21 48. In violation of sections 6253(b) & (c), Respondents did not respond to
22 Petitioner’s October 2019a Request until December 20, 2019, 64 days after
23 the request. In the response, Respondents stated that the records responsive
24 to the October 2019a Request would be ready for inspection “by or before
25 January 30, 2020,” 105 days after the initial request. A true and correct copy
26 of the email is attached as Exhibit Q.

27 49. In violation of sections 6253(b) & (c), Respondents did not make the records
28 available by their deadline.

1 50. On November 22, 2020, Petitioner followed up on the October 2019a
2 Request, 402 days after his initial request. A true and correct copy of the
3 email is attached as Exhibit R.

4 51. On December 2, 2020, Respondents responded to the Petitioner.
5 Respondents stated that COVID-19 had prevented Respondents from
6 allowing Petitioner to inspect the records. Respondents stated that they
7 needed to convert the records to an electronic version and that the records
8 would be emailed to Petitioner by or before January 15, 2021, 456 days after
9 his initial request. A true and correct copy of the email is attached as Exhibit
10 S.

11 52. On February 4, 2021, records were sent to Petitioner, 476 days after his
12 initial request and 21 days after the promised deadline. A true and correct
13 copy of the email is attached as Exhibit T.

14 53. In violation of sections 6253(b) & (c), Respondents did not make the records
15 available by their stated deadline. In violation of section 6253(b), the
16 relevant records were not promptly made available to Petitioner. Despite the
17 fact that Respondents had identified and printed the records on October 24,
18 2019, 7 days after the request was received by respondents, Petitioner's
19 request was not acknowledged by Respondents until 21 days after his
20 request and Petitioner did not receive the records until 476 days after his
21 request. A true and correct copy of an email detailing these issues is attached
22 as Exhibit U.

23 54. Section 6253.9 requires public agency to deliver records in its native
24 electronic format when requested to do so by a member of the public.

25 55. Section 6253(b) requires that "[u]pon request, an exact copy [of a public
26 record] shall be provided unless impracticable to do so."

27 56. In his original request, Petitioner requested the emails and attachments be
28 delivered in their native electronic format. In violation of sections 6253.9 &

1 6253(b), Respondents printed out the responsive records instead of
2 providing them in their native MBOX format and then scanned them in
3 order to send the documents in a PDF format. Printing out the records and
4 scanning them to create a new electronic record that also stripped the records
5 of its metadata, essentially redacting some data. In violation of section 6255,
6 Respondents redacted data without properly justifying the redaction by
7 demonstrating it falls under an express provision of the CPRA.

8 October 2019b Request

9 57. On October 17, 2019, Petitioner made a records request (“October 2019b
10 Request”) to Respondents pursuant to the CPRA. The request was for all
11 emails between any of Respondent Price’s legislative staff and the
12 legislative staff from other Council Districts during 2019. Petitioner
13 requested the records to be provided in the MBOX format and for any
14 attachments to be provided in their own native formats. A true and correct
15 copy of the request is attached as Exhibit V.

16 58. On October 18, 2019, Respondents sent an email calling the request “unduly
17 burdensome” and stating that they would require keywords or policies in
18 order to respond to the records request. The refusal to respond to the request
19 violated section 6255. There was no discussion of any relevant provision of
20 the CPRA in the email and the Respondents did not perform a balancing test
21 to show that the public interest served by not disclosing the record clearly
22 outweighed the public interest served by disclosure. A true and correct copy
23 of the response is attached as Exhibit W.

24 59. On October 18, 2019, Petitioner responded to the email from Respondents
25 and narrowed the time period of his request from June 1, 2019 through
26 October 17, 2019, despite the fact that Respondents had improperly denied
27 Petitioner access to the relevant public records associated with the original
28 request. A true and correct copy of the response is attached as Exhibit X.

1 60. In violation of sections 6253(b) & (c), Respondents did not acknowledge
2 Petitioner's amended October 2019b Request until December 20, 2019, 63
3 days after the amended request. Respondents stated that records would be
4 available for inspection on February 11, 2020, 116 days after the amended
5 request. A true and correct copy of the email is attached as Exhibit Y.
6 61. On November 22, 2020, Petitioner followed up on the October 2019b
7 Request, 401 days after the amended request. A true and correct copy of the
8 email is attached as Exhibit Z.
9 62. On December 2, 2020, Respondents responded to the Petitioner.
10 Respondents stated that COVID-19 had prevented Respondents from
11 allowing Petitioner to inspect the records. Respondents stated that they
12 needed to convert the records to an electronic version and that the records
13 would be emailed to Petitioner by or before February 12, 2021, 483 days
14 after the amended request. A true and correct copy of the email is attached as
15 Exhibit AA.
16 63. Petitioner has not received any further communication from Respondents
17 since December 2, 2020.
18 64. In violation of sections 6253(b), Respondents failed to provide Petitioner
19 with the records responsive to his amended October 2019b Request.

20 October 2019c Request

21 65. On October 18, 2019, Petitioner made a records request ("October 2019c
22 Request") to Respondents pursuant to the CPRA. The request was for all
23 emails from July 1, 2015 to October 18, 2019 between anyone in the office
24 of the Ninth Council District and any email address or domain at any of the
25 following: lw.com, osama.younan@lacity.org, 1410partners.com,
26 aegworldwide.com, agd-landuse.com, airbus.com, arg-la.com,
27 bankofamerica.com, cbre.com, centuryhousing.org, cityliftparking.com,
28 crescentheights.com, cshs.org, or csun.edu. The request asked for all emails

1 to be produced in its native MBOX format and for all attachments to be
2 produced in their own native formats. A true and correct copy of the request
3 is attached as Exhibit BB.

4 66. In violation of sections 6253(b) & (c), Respondents did not acknowledge
5 Petitioner's October 2019c Request until December 18, 2019, 61 days after
6 his request. Respondents stated that they would make a determination on the
7 request by January 17, 2020, 91 days after Petitioner's request. A true and
8 correct copy of the email is attached as Exhibit CC.

9 67. On December 18, 2019, Petitioner pointed out to Respondents that the
10 provided timeline would be a clear violation of section 6253(c). A true and
11 correct copy of the email is attached as Exhibit DD.

12 68. On December 18, 2019, Respondents stated that they would create a
13 calendar of production dates for outstanding requests and send it to
14 Petitioner shortly. A true and correct copy of the email is attached as Exhibit
15 EE.

16 69. On November 22, 2020, Petitioner followed up on his October 2019c
17 request, 401 days after the request, as he never received a calendar of
18 production dates that included the October 2019c request. A true and correct
19 copy of the email is attached as Exhibit FF.

20 70. Petitioner has not received any further response from Respondents since
21 December 17, 2019.

22 71. In violation of sections 6253(b) & (c), Respondents failed acknowledge
23 Petitioner's November 22, 2020 email and never provided the requested
24 records.

25 CAUSE OF ACTION

26 **For Violations of the California Public Records Act, Gov. Code section 6250 et**
27 **seq.**

28 72. Petitioner realleges and incorporates by reference the preceding paragraphs

1 in this Petition.

2 73.Pursuant to section 6258, any persons may “institute proceeding for
3 injunctive or declaratory relief or writ of mandate in any court of competent
4 jurisdiction to enforce his or her right to inspect or receive a copy of any
5 public record or class of public records under this chapter.”

6 74.The records Petitioner seeks are public records, i.e., related to the conduct of
7 the public’s business.

8 75.Upon information and belief, Petitioner alleges that Respondents prepared,
9 retained, used, or had control or constructive possession of public records
10 that are responsive to Petitioner’s request.

11 76.Petitioner alleges in accordance with section 6259, subdivision (a) that the
12 information it seeks from Respondents is maintained in Los Angeles County.

13 77.Respondents’ failure to provide responsive public records violates the
14 CPRA.

15 78.Petitioner requests that this Court issue a writ of mandate compelling
16 Respondents to release the requested records.

17 **REQUEST FOR RELIEF**

18 WHEREFORE, Petitioner respectfully requests judgment as follows:

- 19 1. That the Court issue a peremptory writ of mandate directing Respondents to
20 make all requested documents available for inspection and provide a quote
21 for direct costs of duplication of the records within 10 days of this Court’s
22 order directing that they do so;
- 23 2. That the Court enter an order awarding Petitioner his costs of suit and
24 reasonable attorney’s fees and costs incurred in bringing this litigation;
- 25 3. For such other relief as this Court deems just and proper.
- 26

27 Dated: August 11 2021

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By Tasha Alyssa Hill
Tasha Alyssa Hill

By Maya Hylton Garza
Maya Hylton Garza

Attorneys for Petitioner

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EXHIBIT A

Subject: CPRA request (CD9.2019.05.09.a)
From: adrian@123mail.org
Date: 5/9/19, 6:33 AM
To: "Angelina Valencia" <angelina.valencia@lacity.org>

Good morning, Ms. Valencia.

I would like to take a look at all emails between anyone on CD9 staff including Mr. Price that:

1. are to/from/cc/bcc brian.buchner@lacity.org OR
2. are to/from/cc/bcc 31546@lapd.online OR
3. are to/from/cc/bcc uhrc@lacity.org OR
4. contain the word "encampment"

I need to see these from July 1, 2015 through May 9, 2019. Please include all attachments. I will need to see attachments in their native file formats.

Thanks,
Adrian

EXHIBIT B

Subject: Re: CPRA request (CD9.2019.05.09.a)
From: Angelina Valencia <angelina.valencia@lacity.org>
Date: 5/21/19, 12:54 PM
To: adrian@123mail.org

Adrian-

An electronic search generated somewhere in the range of 17,000 responsive records. Given that it would take some time to review and produce, we wanted to advise you in advance in case you're interested in changing the scope of your request.

The cost would be 10 cents per page for every request. As I'm sure you know.

On Thu, May 9, 2019 at 6:33 AM <adrian@123mail.org> wrote:

Good morning, Ms. Valencia.

I would like to take a look at all emails between anyone on CD9 staff including Mr. Price that:

1. are to/from/cc/bcc brian.buchner@lacity.org OR
2. are to/from/cc/bcc 31546@lapd.online OR
3. are to/from/cc/bcc uhrc@lacity.org OR
4. contain the word "encampment"

I need to see these from July 1, 2015 through May 9, 2019. Please include all attachments. I will need to see attachments in their native file formats.

Thanks,
Adrian

--

Angelina D. Valencia
Communications Director
Office of Councilmember Curren D. Price, Jr.
Los Angeles City Council District 9
200 N. Spring St., Suite 420, Los Angeles 90012
Phone: (213) 473-7009 Cell: (213) 572-9961

EXHIBIT C

Subject: Re: CPRA request (CD9.2019.05.09.a)
From: adrian@123mail.org
Date: 5/21/19, 12:59 PM
To: "Angelina Valencia" <angelina.valencia@lacity.org>

Thanks, Ms. Valencia.

With respect to the cost, I know no such thing. As I'm sure the deputy CA who's staffing these matters for CD9 will tell you, I am entitled and expect to inspect such records as exist at no charge and, at that time, to copy them using my own equipment. The City Attorney and I agree on this interpretation of the CPRA's requirements.

Unless, of course, CD9 is willing to provide these electronic records in electronic format for no charge. I believe that the CPRA requires this, but the CA does not. They're wrong, but I expect that CD9 would rather believe them than me and I accept that, at least until a judge tells the City differently, you will do so. Whether or not it's required, though, many Council Districts do this voluntarily. Why not let CD9 be one of them?!

In any case, let's narrow this one down a little. How about if we make the date range July 1, 2018 through May 9, 2019?

Thanks again for all your help!

Adrian

On Tue, May 21, 2019, at 12:54 PM, Angelina Valencia wrote:

Adrian-

An electronic search generated somewhere in the range of 17,000 responsive records. Given that it would take some time to review and produce, we wanted to advise you in advance in case you're interested in changing the scope of your request.

The cost would be 10 cents per page for every request. As I'm sure you know.

On Thu, May 9, 2019 at 6:33 AM <adrian@123mail.org> wrote:

Good morning, Ms. Valencia.

I would like to take a look at all emails between anyone on CD9 staff including Mr. Price that:

1. are to/from/cc/bcc brian.buchner@lacity.org OR
2. are to/from/cc/bcc 31546@lapd.online OR
3. are to/from/cc/bcc uhrc@lacity.org OR
4. contain the word "encampment"

I need to see these from July 1, 2015 through May 9, 2019. Please include all attachments. I will need to see attachments in their native file formats.

Thanks,
Adrian

--

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EXHIBIT D

Subject: Re: CPRA request (CD9.2019.05.09.a)
From: Angelina Valencia <angelina.valencia@lacity.org>
Date: 5/21/19, 1:04 PM
To: adrian@123mail.org

This will require a new search given the new parameters. As I'm sure you'll understand, we'll need more time.

I will be back in touch with you when our research pertaining to this PRA is completed.

On Tue, May 21, 2019 at 12:59 PM <adrian@123mail.org> wrote:

Thanks, Ms. Valencia.

With respect to the cost, I know no such thing. As I'm sure the deputy CA who's staffing these matters for CD9 will tell you, I am entitled and expect to inspect such records as exist at no charge and, at that time, to copy them using my own equipment. The City Attorney and I agree on this interpretation of the CPRA's requirements.

Unless, of course, CD9 is willing to provide these electronic records in electronic format for no charge. I believe that the CPRA requires this, but the CA does not. They're wrong, but I expect that CD9 would rather believe them than me and I accept that, at least until a judge tells the City differently, you will do so. Whether or not it's required, though, many Council Districts do this voluntarily. Why not let CD9 be one of them?!

In any case, let's narrow this one down a little. How about if we make the date range July 1, 2018 through May 9, 2019?

Thanks again for all your help!

Adrian

On Tue, May 21, 2019, at 12:54 PM, Angelina Valencia wrote:

Adrian-

An electronic search generated somewhere in the range of 17,000 responsive records. Given that it would take some time to review and produce, we wanted to advise you in advance in case you're

interested in changing the scope of your request.

The cost would be 10 cents per page for every request. As I'm sure you know.

On Thu, May 9, 2019 at 6:33 AM <adrian@123mail.org> wrote:

Good morning, Ms. Valencia.

I would like to take a look at all emails between anyone on CD9 staff including Mr. Price that:

1. are to/from/cc/bcc brian.buchner@lacity.org OR
2. are to/from/cc/bcc 31546@lapd.online OR
3. are to/from/cc/bcc uhrc@lacity.org OR
4. contain the word "encampment"

I need to see these from July 1, 2015 through May 9, 2019. Please include all attachments. I will need to see attachments in their native file formats.

Thanks,
Adrian

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EXHIBIT E

Subject: Re: CPRA request (CD9.2019.05.09.a)
From: Angelina Valencia <angelina.valencia@lacity.org>
Date: 5/24/19, 11:11 AM
To: adrian@123mail.org

Please be advised that this office has made its determination on your request as required by Government Code section 6253(c). Your request, as written, is unduly burdensome because of the broad search terms and date range requested. For that reason, the records with just the word "encampment" are being withheld as exempt under Government Code section 6255 because the public benefit in withholding the records and saving the resources that would be required to process that request clearly outweighs the public benefit in releasing them. For example, many of the more than 17,000 requested records could implicate the deliberative process privilege in Gov Code Section 6255, the law enforcement exemption in 6254(f), the attorney-client and work product privilege in 6254(k) and the personal information exemption in 6254(c).

We are in the process of gathering and producing all non-exempt records responsive to items 1-3 of your request for the original 2015-2019 date range. I will follow up within the next seven days, to provide you with an estimate as to when those records will be available for your inspection and/or copying.

On Tue, May 21, 2019 at 1:04 PM Angelina Valencia
<angelina.valencia@lacity.org> wrote:

This will require a new search given the new parameters. As I'm sure you'll understand, we'll need more time.

I will be back in touch with you when our research pertaining to this PRA is completed.

On Tue, May 21, 2019 at 12:59 PM <adrian@123mail.org> wrote:

Thanks, Ms. Valencia.

With respect to the cost, I know no such thing. As I'm sure the deputy CA who's staffing these matters for CD9 will tell you, I am entitled and expect to inspect such records as exist at no charge and, at that time, to copy them using my own equipment. The City Attorney and I agree on this interpretation of the CPRA's requirements.

Unless, of course, CD9 is willing to provide these electronic records in electronic format for no charge. I believe that the

CPRA requires this, but the CA does not. They're wrong, but I expect that CD9 would rather believe them than me and I accept that, at least until a judge tells the City differently, you will do so. Whether or not it's required, though, many Council Districts do this voluntarily. Why not let CD9 be one of them?!

In any case, let's narrow this one down a little. How about if we make the date range July 1, 2018 through May 9, 2019?

Thanks again for all your help!

Adrian

On Tue, May 21, 2019, at 12:54 PM, Angelina Valencia wrote:

Adrian-

An electronic search generated somewhere in the range of 17,000 responsive records. Given that it would take some time to review and produce, we wanted to advise you in advance in case you're interested in changing the scope of your request.

The cost would be 10 cents per page for every request. As I'm sure you know.

On Thu, May 9, 2019 at 6:33 AM <adrian@123mail.org> wrote:

Good morning, Ms. Valencia.

I would like to take a look at all emails between anyone on CD9 staff including Mr. Price that:

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OR
2. are to/from/cc/bcc 31546@lapd.online OR
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I need to see these from July 1, 2015 through May 9, 2019. Please include all attachments. I will need to see attachments in their native file formats.

Thanks,
Adrian

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EXHIBIT F

Subject: Re: CPRA request (CD9.2019.05.09.a)
From: Angelina Valencia <angelina.valencia@lacity.org>
Date: 5/30/19, 10:41 AM
To: adrian@123mail.org

The records will be available starting **Tuesday, July 30 at 10 a.m.** Let me know when you will be able to come by so that I can schedule an appointment for you to review the documents.

On Fri, May 24, 2019 at 11:11 AM Angelina Valencia
<angelina.valencia@lacity.org> wrote:

Please be advised that this office has made its determination on your request as required by Government Code section 6253(c). Your request, as written, is unduly burdensome because of the broad search terms and date range requested. For that reason, the records with just the word "encampment" are being withheld as exempt under Government Code section 6255 because the public benefit in withholding the records and saving the resources that would be required to process that request clearly outweighs the public benefit in releasing them. For example, many of the more than 17,000 requested records could implicate the deliberative process privilege in Gov Code Section 6255, the law enforcement exemption in 6254(f), the attorney-client and work product privilege in 6254(k) and the personal information exemption in 6254(c).

We are in the process of gathering and producing all non-exempt records responsive to items 1-3 of your request for the original 2015-2019 date range. I will follow up within the next seven days, to provide you with an estimate as to when those records will be available for your inspection and/or copying.

On Tue, May 21, 2019 at 1:04 PM Angelina Valencia
<angelina.valencia@lacity.org> wrote:

This will require a new search given the new parameters. As I'm sure you'll understand, we'll need more time.

I will be back in touch with you when our research pertaining to this PRA is completed.

On Tue, May 21, 2019 at 12:59 PM <adrian@123mail.org>

wrote:

Thanks, Ms. Valencia.

With respect to the cost, I know no such thing. As I'm sure the deputy CA who's staffing these matters for CD9 will tell you, I am entitled and expect to inspect such records as exist at no charge and, at that time, to copy them using my own equipment. The City Attorney and I agree on this interpretation of the CPRA's requirements.

Unless, of course, CD9 is willing to provide these electronic records in electronic format for no charge. I believe that the CPRA requires this, but the CA does not. They're wrong, but I expect that CD9 would rather believe them than me and I accept that, at least until a judge tells the City differently, you will do so. Whether or not it's required, though, many Council Districts do this voluntarily. Why not let CD9 be one of them?!

In any case, let's narrow this one down a little. How about if we make the date range July 1, 2018 through May 9, 2019?

Thanks again for all your help!

Adrian

On Tue, May 21, 2019, at 12:54 PM, Angelina Valencia wrote:

Adrian-

An electronic search generated somewhere in the range of 17,000 responsive records. Given that it would take some time to review and produce, we wanted to advise you in advance in case you're interested in changing the scope of your request.

The cost would be 10 cents per page for every request. As I'm sure you know.

On Thu, May 9, 2019 at 6:33 AM
<adrian@123mail.org> wrote:

Good morning, Ms. Valencia.

I would like to take a look at all emails
between anyone on CD9 staff
including Mr. Price that:

1. are to/from/cc/bcc
brian.buchner@lacity.org OR
2. are to/from/cc/bcc
31546@lapd.online OR
3. are to/from/cc/bcc uhrc@lacity.org
OR
4. contain the word "encampment"

I need to see these from July 1, 2015
through May 9, 2019. Please include
all attachments. I will need to see
attachments in their native file
formats.

Thanks,
Adrian

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EXHIBIT G

Re: CPRA request (CD9.2019.07.10.a)

Subject: Re: CPRA request (CD9.2019.07.10.a)
From: adrian@conventional-signs.net
Date: 7/10/19, 7:59 AM
To: "Angelina Valencia" <angelina.valencia@lacity.org>

Good morning, Ms. Valencia!

I need to see all emails in the possession of CD9 staff or Mr. Price that are to/from /cc/bcc Peter Mozgo OR contain the word "mozgo". These from January 1, 2017 through July 10, 2019.

If you're planning to make a claim based on 6255(a) of the CPRA that the number of responsive records, being high, is too burdensome to be produced, please consult with the CA about the impact of Weaver v. Superior Court (224 Cal.App.4th 746) on the fact that such a theory is untenable.

Thank you, CD9!

Adrian

EXHIBIT H

Subject: Re: CPRA request (CD9.2019.07.10.a)
From: adrian@conventional-signs.net
Date: 10/29/19, 4:22 PM
To: "Angelina Valencia" <angelina.valencia@lacity.org>

Hello Ms. Valencia!

I am just wondering about the status of this matter, now three months old and yet unresponded-to.

thanks,

Adrian

On Wed, Jul 10, 2019, at 7:59 AM, adrian@conventional-signs.net wrote:

Good morning, Ms. Valencia!

I need to see all emails in the possession of CD9 staff or Mr. Price that are to/from/cc/bcc Peter Mozgo OR contain the word "mozgo". These from January 1, 2017 through July 10, 2019.

If you're planning to make a claim based on 6255(a) of the CPRA that the number of responsive records, being high, is too burdensome to be produced, please consult with the CA about the impact of Weaver v. Superior Court (224 Cal.App.4th 746) on the fact that such a theory is untenable.

Thank you, CD9!

Adrian

EXHIBIT I

Subject: Re: CPRA request (CD9.2019.07.10.a)
From: Angelina Valencia <angelina.valencia@lacity.org>
Date: 10/29/19, 4:23 PM
To: adrian@conventional-signs.net

I don't recall receiving this one. I'll look into it and get back to you.

On Tue, Oct 29, 2019 at 4:22 PM <adrian@conventional-signs.net> wrote:

Hello Ms. Valencia!

I am just wondering about the status of this matter, now three months old and yet unresponded-to.

thanks,

Adrian

On Wed, Jul 10, 2019, at 7:59 AM, adrian@conventional-signs.net wrote:

> Good morning, Ms. Valencia!

>

> I need to see all emails in the possession of CD9 staff or Mr. Price
> that are to/from/cc/bcc Peter Mozgo OR contain the word "mozgo".

These

> from January 1, 2017 through July 10, 2019.

>

> If you're planning to make a claim based on 6255(a) of the CPRA that
> the number of responsive records, being high, is too burdensome to
be

> produced, please consult with the CA about the impact of Weaver v.
> Superior Court (224 Cal.App.4th 746) on the fact that such a theory
is

> untenable.

>

> Thank you, CD9!

>

> Adrian

--

Angelina D. Valencia
Communications Director

Office of Councilmember Curren D. Price, Jr.

Los Angeles City Council District 9

200 N. Spring St., Suite 420, Los Angeles 90012

Phone: (213) 473-7009

EXHIBIT J

Subject: CPRA request (CD9.2019.07.25.a)
From: adrian@123mail.org
Date: 7/25/19, 3:57 PM
To: "Angelina Valencia" <angelina.valencia@lacity.org>

Good afternoon, Ms. Valencia!

I need to see copies of all CPRA requests ever received by CD9 through whenever you actually do the search for these requests. I also need to see copies of all communications exchanged between requesters and CD9 in relation to these requests. If CD9 maintains any kind of list, log, calendar, or other records related to tracking CPRA requests I will need to see such records as well.

Thank you, Ms. Valencia!

Adrian

EXHIBIT K

Subject: Re: CPRA request (CD9.2019.07.25.a)
From: adrian@123mail.org
Date: 10/29/19, 4:21 PM
To: "Angelina Valencia" <angelina.valencia@lacity.org>

Good afternoon, Ms. Valencia.

It appears that no one has responded to this, although a response was due quite some time ago.

Thanks!

Adrian

On Thu, Jul 25, 2019, at 3:57 PM, adrian@123mail.org wrote:

Good afternoon, Ms. Valencia!

I need to see copies of all CPRA requests ever received by CD9 through whenever you actually do the search for these requests. I also need to see copies of all communications exchanged between requesters and CD9 in relation to these requests. If CD9 maintains any kind of list, log, calendar, or other records related to tracking CPRA requests I will need to see such records as well.

Thank you, Ms. Valencia!

Adrian

EXHIBIT L

Subject: CPRA request (CD9.2019.09.27.a)
From: adrian@123mail.org
Date: 9/27/19, 6:43 AM
To: "Angelina Valencia" <angelina.valencia@lacity.org>

Good morning, Ms. Valencia.

I would like to see the following materials:

1. Appointment calendars for all CD9 staff and Mr. Price from July 1, 2015 through December 31, 2019. Please be sure these are exported in weekly or daily format so that every part of every entry is visible. Also please note that I am not requesting records not yet created here. If you need clarification on this point please ask me before denying the request on those grounds.
2. Any records that show visitors to CD9's City Hall office in that same time range. If visitors are logged then the logs, or anything similar.
3. All emails in the possession of CD9 staff OR Mr. Price that are to/from/cc/bcc Howard Sunkin or which contain either the word "sunkin" or the word "howard" in that same time span.
4. The most recent 5 emails in the possession of whoever it was in CD9's office that Howard Sunkin met with yesterday, September 26, 2019.
5. Any notes taken by anyone at CD9 including Mr. Price during meetings with Howard Sunkin without date limitation.
6. All text messages in the possession of Mr. Price right now that relate to the public's business.
7. Emails in the possession of Ms. Valencia that relate to requests under the CPRA. These should include at a minimum all CPRA requests received and all messages from Ms. Valencia to staff instructing them to search for responsive records.
8. All emails in the possession of Mr. Price in any email account whatsoever from September 2019 that relate to the public's business.
9. All 2019 records relating to ordering office supplies for CD9's City Hall office. I don't know the procedure, but I imagine these might include invoices, requisition forms, order sheets, memos and/or emails to/from various staffers saying things like "hey, we are out of post-its! can you go to the office supply repository and get some of those little blue ones?!" and so on.

Please treat each of these items as a separate CPRA request under the law and respond accordingly.

Thanks for your willingness "always to work with" me!

Adrian

EXHIBIT M

Subject: Re: CPRA request (CD9.2019.09.27.a)
From: Angelina Valencia <angelina.valencia@lacity.org>
Date: 10/18/19, 4:44 PM
To: adrian@123mail.org
CC: Bethelwel Wilson <bethelwel.wilson@lacity.org>

Hello Adrian,

I'm currently reviewing this request. Note that this Office doesn't have responsive documents for the following:

2. Any records that show visitors to CD9's City Hall office in that same time range. If visitors are logged then the logs, or anything similar.
5. Any notes taken by anyone at CD9 including Mr. Price during meetings with Howard Sunkin without date limitation.

Be back in touch with the rest of the information as it is researched.

On Fri, Sep 27, 2019 at 6:44 AM <adrian@123mail.org> wrote:

Good morning, Ms. Valencia.

I would like to see the following materials:

1. Appointment calendars for all CD9 staff and Mr. Price from July 1, 2015 through December 31, 2019. Please be sure these are exported in weekly or daily format so that every part of every entry is visible. Also please note that I am not requesting records not yet created here. If you need clarification on this point please ask me before denying the request on those grounds.
2. Any records that show visitors to CD9's City Hall office in that same time range. If visitors are logged then the logs, or anything similar.
3. All emails in the possession of CD9 staff OR Mr. Price that are to/from /cc/bcc Howard Sunkin or which contain either the word "sunkin" or the word "howard" in that same time span.
4. The most recent 5 emails in the possession of whoever it was in CD9's office that Howard Sunkin met with yesterday, September 26, 2019.

5. Any notes taken by anyone at CD9 including Mr. Price during meetings with Howard Sunkin without date limitation.
6. All text messages in the possession of Mr. Price right now that relate to the public's business.
7. Emails in the possession of Ms. Valencia that relate to requests under the CPRA. These should include at a minimum all CPRA requests received and all messages from Ms. Valencia to staff instructing them to search for responsive records.
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Please treat each of these items as a separate CPRA request under the law and respond accordingly.

Thanks for your willingness "always to work with" me!

Adrian

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Phone: (213) 473-7009

EXHIBIT N

Subject: Re: CPRA request (CD9.2019.09.27.a)
From: adrian@123mail.org
Date: 10/29/19, 4:20 PM
To: "Angelina Valencia" <angelina.valencia@lacity.org>
CC: "Bethelwel Wilson" <bethelwel.wilson@lacity.org>

Good afternoon, Ms. Valencia!

I'm just wondering on the status of this matter. A response was due over three weeks ago.

Thanks!

Adrian

On Fri, Oct 18, 2019, at 4:44 PM, Angelina Valencia wrote:

Hello Adrian,

I'm currently reviewing this request. Note that this Office doesn't have responsive documents for the following:

2. Any records that show visitors to CD9's City Hall office in that same time range. If visitors are logged then the logs, or anything similar.

5. Any notes taken by anyone at CD9 including Mr. Price during meetings with Howard Sunkin without date limitation.

Be back in touch with the rest of the information as it is researched.

On Fri, Sep 27, 2019 at 6:44 AM <adrian@123mail.org> wrote:

Good morning, Ms. Valencia.

I would like to see the following materials:

1. Appointment calendars for all CD9 staff and Mr. Price from July 1, 2015 through December 31, 2019. Please be sure these are exported in weekly or daily format so that every part of every entry is visible. Also please note that I am not requesting records not yet created here. If you need clarification on this point please ask me before denying the request on those grounds.

2. Any records that show visitors to CD9's City Hall office in that

same time range. If visitors are logged then the logs, or anything similar.

3. All emails in the possession of CD9 staff OR Mr. Price that are to/from/cc/bcc Howard Sunkin or which contain either the word "sunkin" or the word "howard" in that same time span.
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7. Emails in the possession of Ms. Valencia that relate to requests under the CPRA. These should include at a minimum all CPRA requests received and all messages from Ms. Valencia to staff instructing them to search for responsive records.
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Please treat each of these items as a separate CPRA request under the law and respond accordingly.

Thanks for your willingness "always to work with" me!

Adrian

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Angelina D. Valencia

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Phone: (213) 473-7009

EXHIBIT O

Subject: Re: Status of CPRA Requests
From: adrian@123mail.org
Date: 11/22/20, 11:24 AM
To: "Angelina Valencia" <angelina.valencia@lacity.org>
CC: "Bethelwel Wilson" <bethelwel.wilson@lacity.org>

Good morning, Ms. Valencia.

Please let me know the status of these four pending requests, more than a year old now and far past your estimated production dates.

Thanks,

Adrian

On Fri, Dec 20, 2019, at 2:10 PM, Angelina Valencia wrote:

Dr. Mr. Riskin,

It is my intention to provide you with documents to all your outstanding CPRA requests as soon as possible. Considering the numerosity and volume of your requests and the finite staffing resources of my office, I have constructed the following production schedule:

CD9.2019.10.17.a - documents will be ready for inspection and/or pick-up by or before January 30, 2020.

CD9.2019.10.17.b - documents will be ready for inspection and/or pick-up by or before February 11, 2020.

CD9.2019.10.17.c - documents will be ready for inspection and/or pick-up by or before March 12, 2020. Time is needed to review and redact/withhold exempt material.

CD9.2019.9.27.a -

1) first set of calendars for 7 staffers will be ready for inspection and/or pick-up starting January 7, 2020. Thereafter documents will be provided on a rolling basis, or every 2 months, for the remaining staffers. The second production will occur by or before March 6, 2020 and the last production by or before July 7, 2020. Time is needed to review and redact/withhold exempt material.

4) Unable to search for identifiable documents, as we have no records

documenting "whoever it was in CD9's office that Howard Sunkin met with yesterday, September 26, 2019."

7) documents will be ready for inspection and/or pick-up by or before January 10, 2020.

8) documents will be ready for inspection and/or pick-up by or before March 27, 2020.

Thank you, Mr. Riskin.

--

Angelina D. Valencia

Communications Director

Office of Councilmember Curren D. Price, Jr.

Los Angeles City Council District 9

200 N. Spring St., Suite 420, Los Angeles 90012

Phone: (213) 473-7009

EXHIBIT P

Subject: CPRA request (CD9.2019.10.17.a)
From: adrian@123mail.org
Date: 10/17/19, 9:42 AM
To: "Angelina Valencia" <angelina.valencia@lacity.org>

Good morning, Ms. Valencia!

Today I am looking for all emails between anyone at CD9 including Mr. Price on the one hand and any email address or domain on the following list. I need these in the MBOX format in which CD9 stores these emails, as required by law, and all attachments in their own specific native formats. And these from July 1, 2015 and October 9, 2019.

- a. ekapr.com
- b. kindelgagan.com
- c. lachamber.com

thanks, Ms. Valencia!

Adrian

EXHIBIT Q

Subject: Status of CPRA Requests

From: Angelina Valencia <angelina.valencia@lacity.org>

Date: 12/20/19, 2:10 PM

To: adrian@123mail.org

Dr. Mr. Riskin,

It is my intention to provide you with documents to all your outstanding CPRA requests as soon as possible. Considering the numerosity and volume of your requests and the finite staffing resources of my office, I have constructed the following production schedule:

CD9.2019.10.17.a - documents will be ready for inspection and/or pick-up by or before January 30, 2020.

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CD9.2019.9.27.a -

1) first set of calendars for 7 staffers will be ready for inspection and/or pick-up starting January 7, 2020. Thereafter documents will be provided on a rolling basis, or every 2 months, for the remaining staffers. The second production will occur by or before March 6, 2020 and the last production by or before July 7, 2020. Time is needed to review and redact/withhold exempt material.

4) Unable to search for identifiable documents, as we have no records documenting "whoever it was in CD9's office that Howard Sunkin met with yesterday, September 26, 2019."

7) documents will be ready for inspection and/or pick-up by or before January 10, 2020.

8) documents will be ready for inspection and/or pick-up by or before March 27, 2020.

Thank you, Mr. Riskin.

--

Angelina D. Valencia

Communications Director

Office of Councilmember Curren D. Price, Jr.

Los Angeles City Council District 9

200 N. Spring St., Suite 420, Los Angeles 90012

Phone: (213) 473-7009

EXHIBIT R

Subject: Re: Status of CPRA Requests

From: adrian@123mail.org

Date: 11/22/20, 11:24 AM

To: "Angelina Valencia" <angelina.valencia@lacity.org>

CC: "Bethelwel Wilson" <bethelwel.wilson@lacity.org>

Good morning, Ms. Valencia.

Please let me know the status of these four pending requests, more than a year old now and far past your estimated production dates.

Thanks,

Adrian

On Fri, Dec 20, 2019, at 2:10 PM, Angelina Valencia wrote:

Dr. Mr. Riskin,

It is my intention to provide you with documents to all your outstanding CPRA requests as soon as possible. Considering the numerosity and volume of your requests and the finite staffing resources of my office, I have constructed the following production schedule:

CD9.2019.10.17.a - documents will be ready for inspection and/or pick-up by or before January 30, 2020.

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documenting "whoever it was in CD9's office that Howard Sunkin met with yesterday, September 26, 2019."

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Thank you, Mr. Riskin.

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Angelina D. Valencia

Communications Director

Office of Councilmember Curren D. Price, Jr.

Los Angeles City Council District 9

200 N. Spring St., Suite 420, Los Angeles 90012

Phone: (213) 473-7009

EXHIBIT S

Subject: Re: Status of CPRA Requests
From: Angelina Valencia <angelina.valencia@lacity.org>
Date: 12/2/20, 10:39 AM
To: adrian@123mail.org
CC: Bethelwel Wilson <bethelwel.wilson@lacity.org>

Dear Mr. Riskin,

Hope you're staying safe and healthy. Please note that production on several of your requests were ready for inspection but due to COVID-19 that will not be possible. As a result, I will need to convert the documents to an electronic version that will be emailed to you.

The new production dates are highlighted below. Thank you for your understanding as we all do our best to navigate such challenging times.

Best, Angelina

On Sun, Nov 22, 2020 at 11:26 AM <adrian@123mail.org> wrote:

Good morning, Ms. Valencia.

Please let me know the status of these four pending requests, more than a year old now and far past your estimated production dates.

Thanks,

Adrian

On Fri, Dec 20, 2019, at 2:10 PM, Angelina Valencia wrote:

Dr. Mr. Riskin,

It is my intention to provide you with documents to all your outstanding CPRA requests as soon as possible. Considering the numerosity and volume of your requests and the finite staffing resources of my office, I have constructed the following production schedule:

CD9.2019.10.17.a - documents will be ready and emailed to you **by or before January 15, 2021.**

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CD9.2019.10.17.c - documents will be ready for inspection and and emailed to you **by or before Feb. 26, 2021.**

CD9.2019.9.27.a - documents will be ready and emailed to you **by or before January 15, 2021.**

1) first set of calendars for 7 staffers will be ready and emailed to you **by or before January 15, 2021.** Thereafter documents will be provided on a rolling basis, or every month, for the remaining staffers. The second production will occur **by or before February 15, 2021.**

--

Angelina Valencia-Dumarot
Communications Director
Office of LA City Councilmember Curren D. Price, Jr.
Los Angeles City Hall
200 N. Spring St., Suite 420
Los Angeles 90012
Phone (213) 473-7009



Connect with us!

EXHIBIT T

Subject: CD9.2019.10.17.a

From: Angelina Valencia <angelina.valencia@lacity.org>

Date: 2/4/21, 10:57 AM

To: adrian@123mail.org

CC: Frank Mateljan <frank.mateljan@lacity.org>, Bethelwel Wilson
<bethelwel.wilson@lacity.org>

Adrian,

Find the attached in response to this PRA request.

— Attachments: —

SC09CH-KMC521020412070.pdf

3.0 MB

EXHIBIT U

Subject: Re: CD9.2019.10.17.a

From: adrian@123mail.org

Date: 2/4/21, 11:07 AM

To: "Angelina Valencia" <angelina.valencia@lacity.org>

CC: "Frank Mateljan" <frank.mateljan@lacity.org>, "Bethelwel Wilson" <bethelwel.wilson@lacity.org>

Hi Mr. Wilson,

Here are some problems with this response:

1. The request is 16 months old.
2. There were 60 "pages" of responsive records. (Emails don't have pages, they're imposed by the export process).
3. Ms. Valencia printed them out on paper (for some reason) on October 24, 2019. This was one week after I sent the request.
4. Ms. Valencia scanned these printed pages to PDF this very morning and emailed them to me without redaction.
5. This constitutes an illegal delay of access to records unless, I guess, Ms. Valencia is going to testify under oath that it really took her 16 months to review these 60 pages.
6. Ms. Valencia purposely chose to make the scan non-text-searchable.
7. Ms. Valencia did not produce these emails in native format as I requested and as the law requires.
8. Thus did Ms. Valencia delete all the metadata from the records without citing an exemption.

This kind of gratuitously obstructionist nonsense is not only a violation of the CPRA itself, but it's enough of a pattern with CD9 that it's a waste of taxpayer funds and is creating liability for CoLA via CCCP at section 526a. It seems to me, perhaps naively, that it would be to our mutual benefit to work out a better solution for these CD9 requests. Please advise.

a.

On Thu, Feb 4, 2021, at 10:57 AM, Angelina Valencia wrote:

Adrian,

Find the attached in response to this PRA request.

Attachments:

- SC09CH-KMC521020412070.pdf

EXHIBIT V

Subject: CPRA request (CD9.2019.10.17.b)
From: adrian@123mail.org
Date: 10/17/19, 9:43 AM
To: "Angelina Valencia" <angelina.valencia@lacity.org>

Good morning, Ms. Valencia!

Today I am looking for all emails between any of Mr. Price's legislative staff and any legislative staff from other CDs. I need these in the MBOX format in which CD9 stores these emails, as required by law, and all attachments in their own specific native formats. And these from 2019 only.

thanks, Ms. Valencia!

Adrian

EXHIBIT W

Subject: Re: CPRA request (CD9.2019.10.17.b)
From: Angelina Valencia <angelina.valencia@lacity.org>
Date: 10/18/19, 5:08 PM
To: adrian@123mail.org
CC: Bethelwel Wilson <bethelwel.wilson@lacity.org>

Adrian -

Your request, as written, is unduly burdensome. We're going to need you to provide us with keywords and/or policies.

On Thu, Oct 17, 2019 at 9:43 AM <adrian@123mail.org> wrote:

Good morning, Ms. Valencia!

Today I am looking for all emails between any of Mr. Price's legislative staff and any legislative staff from other CDs. I need these in the MBOX format in which CD9 stores these emails, as required by law, and all attachments in their own specific native formats. And these from 2019 only.

thanks, Ms. Valencia!

Adrian

--

Angelina D. Valencia
Communications Director
Office of Councilmember Curren D. Price, Jr.
Los Angeles City Council District 9
200 N. Spring St., Suite 420, Los Angeles 90012
Phone: (213) 473-7009

EXHIBIT X

Subject: Re: CPRA request (CD9.2019.10.17.b)
From: adrian@123mail.org
Date: 10/18/19, 5:14 PM
To: "Angelina Valencia" <angelina.valencia@lacity.org>
CC: "Bethelwel Wilson" <bethelwel.wilson@lacity.org>

Hi Mr. Wilson,

As I am sure you're aware, "unduly burdensome" is not an exemption to the CPRA. You're invoking 6255(a) here, which requires some kind of balancing test to determine the level of burden due to a request. It's clear that no one has done that here. Furthermore, the City's characteristic insistence that "keywords and/or policies" can mitigate the burdensome-osity of a request has literally zero authority behind it.

And not only that, but given that Ms. Valencia has never once redacted a single line from any email she has ever produced to me, the assertion that all of a sudden it's possible for this request to be burdensome, review and redaction being the only possible source of burden, is pretty rich.

That being said, why don't you give me all such emails from June 1, 2019 through October 17, 2019, that being only about 40% as burdensome as my original request. If you all are going to reject this as "unduly burdensome" I hope you will accompany your rejection with some kind of argument about the burden that's due to the request. Because, as you know, and speaking of burden, this particular burden is all on you all.

Thanks,

Adrian

On Fri, Oct 18, 2019, at 5:08 PM, Angelina Valencia wrote:

Adrian -

Your request, as written, is unduly burdensome. We're going to need you to provide us with keywords and/or policies.

On Thu, Oct 17, 2019 at 9:43 AM <adrian@123mail.org> wrote:

Good morning, Ms. Valencia!

Today I am looking for all emails between any of Mr. Price's legislative staff and any legislative staff from other CDs. I need

these in the MBOX format in which CD9 stores these emails, as required by law, and all attachments in their own specific native formats. And these from 2019 only.

thanks, Ms. Valencia!

Adrian

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Communications Director

Office of Councilmember Curren D. Price, Jr.

Los Angeles City Council District 9
200 N. Spring St., Suite 420, Los Angeles 90012
Phone: (213) 473-7009

EXHIBIT Y

Subject: Status of CPRA Requests

From: Angelina Valencia <angelina.valencia@lacity.org>

Date: 12/20/19, 2:10 PM

To: adrian@123mail.org

Dr. Mr. Riskin,

It is my intention to provide you with documents to all your outstanding CPRA requests as soon as possible. Considering the numerosity and volume of your requests and the finite staffing resources of my office, I have constructed the following production schedule:

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CD9.2019.9.27.a -

1) first set of calendars for 7 staffers will be ready for inspection and/or pick-up starting January 7, 2020. Thereafter documents will be provided on a rolling basis, or every 2 months, for the remaining staffers. The second production will occur by or before March 6, 2020 and the last production by or before July 7, 2020. Time is needed to review and redact/withhold exempt material.

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7) documents will be ready for inspection and/or pick-up by or before January 10, 2020.

8) documents will be ready for inspection and/or pick-up by or before March 27, 2020.

Thank you, Mr. Riskin.

--

Angelina D. Valencia

Communications Director

Office of Councilmember Curren D. Price, Jr.

Los Angeles City Council District 9

200 N. Spring St., Suite 420, Los Angeles 90012

Phone: (213) 473-7009

EXHIBIT Z

Subject: Re: Status of CPRA Requests
From: adrian@123mail.org
Date: 11/22/20, 11:24 AM
To: "Angelina Valencia" <angelina.valencia@lacity.org>
CC: "Bethelwel Wilson" <bethelwel.wilson@lacity.org>

Good morning, Ms. Valencia.

Please let me know the status of these four pending requests, more than a year old now and far past your estimated production dates.

Thanks,

Adrian

On Fri, Dec 20, 2019, at 2:10 PM, Angelina Valencia wrote:

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CD9.2019.9.27.a -

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4) Unable to search for identifiable documents, as we have no records

documenting "whoever it was in CD9's office that Howard Sunkin met with yesterday, September 26, 2019."

7) documents will be ready for inspection and/or pick-up by or before January 10, 2020.

8) documents will be ready for inspection and/or pick-up by or before March 27, 2020.

Thank you, Mr. Riskin.

--

Angelina D. Valencia

Communications Director

Office of Councilmember Curren D. Price, Jr.

Los Angeles City Council District 9

200 N. Spring St., Suite 420, Los Angeles 90012

Phone: (213) 473-7009

EXHIBIT AA

Subject: Re: Status of CPRA Requests
From: Angelina Valencia <angelina.valencia@lacity.org>
Date: 12/2/20, 10:39 AM
To: adrian@123mail.org
CC: Bethelwel Wilson <bethelwel.wilson@lacity.org>

Dear Mr. Riskin,

Hope you're staying safe and healthy. Please note that production on several of your requests were ready for inspection but due to COVID-19 that will not be possible. As a result, I will need to convert the documents to an electronic version that will be emailed to you.

The new production dates are highlighted below. Thank you for your understanding as we all do our best to navigate such challenging times.

Best, Angelina

On Sun, Nov 22, 2020 at 11:26 AM <adrian@123mail.org> wrote:

Good morning, Ms. Valencia.

Please let me know the status of these four pending requests, more than a year old now and far past your estimated production dates.

Thanks,

Adrian

On Fri, Dec 20, 2019, at 2:10 PM, Angelina Valencia wrote:

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CD9.2019.9.27.a - documents will be ready and emailed to you **by or before January 15, 2021.**

1) first set of calendars for 7 staffers will be ready and emailed to you **by or before January 15, 2021.** Thereafter documents will be provided on a rolling basis, or every month, for the remaining staffers. The second production will occur **by or before February 15, 2021.**

--

Angelina Valencia-Dumarot
Communications Director
Office of LA City Councilmember Curren D. Price, Jr.
Los Angeles City Hall
200 N. Spring St., Suite 420
Los Angeles 90012
Phone (213) 473-7009



Connect with us!

EXHIBIT BB

Subject: CPRA request (CD9.2019.10.18.a)
From: adrian@123mail.org
Date: 10/18/19, 6:07 PM
To: "Angelina Valencia" <angelina.valencia@lacity.org>

Good evening, Ms. Valencia!

Today I am looking for all emails between anyone at CD9 including Mr. Price on the one hand and any email address or domain on the following list. I need these in the MBOX format in which CD9 stores these emails, as required by law, and all attachments in their own specific native formats. And these from July 1, 2015 and October 18, 2019.

lw.com
osama.younan@lacity.org
1410partners.com
aegworldwide.com
agd-landuse.com
airbus.com
arg-la.com
bankofamerica.com
cbre.com
centuryhousing.org
cityliftparking.com
crescentheights.com
cshs.org
csun.edu

thanks, Ms. Valencia!

Adrian

EXHIBIT CC

Subject: Re: CPRA request (CD9.2019.10.18.a)

From: Angelina Valencia <angelina.valencia@lacity.org>

Date: 12/18/19, 12:17 PM

To: adrian@123mail.org, Bethelwel Wilson <bethelwel.wilson@lacity.org>

Adrian -

We acknowledge receipt of your CPRA request. Staff will begin the search for responsive documents and make a determination by Friday, Jan. 17.

On Fri, Oct 18, 2019 at 6:08 PM <adrian@123mail.org> wrote:

Good evening, Ms. Valencia!

Today I am looking for all emails between anyone at CD9 including Mr. Price on the one hand and any email address or domain on the following list. I need these in the MBOX format in which CD9 stores these emails, as required by law, and all attachments in their own specific native formats. And these from July 1, 2015 and October 18, 2019.

lw.com

osama.younan@lacity.org

1410partners.com

aegworldwide.com

agd-landuse.com

airbus.com

arg-la.com

bankofamerica.com

cbre.com

centuryhousing.org

cityliftparking.com

crescentheights.com

cshs.org

csun.edu

thanks, Ms. Valencia!

Adrian

--

Angelina D. Valencia

Communications Director

Office of Councilmember Curren D. Price, Jr.

Los Angeles City Council District 9

Re: CPRA request (CD9.2019.10.18.a)

200 N. Spring St., Suite 420, Los Angeles 90012
Phone: (213) 473-7009

EXHIBIT DD

Subject: Re: CPRA request (CD9.2019.10.18.a)

From: adrian@123mail.org

Date: 12/18/19, 12:27 PM

To: Angelina Valencia <angelina.valencia@lacity.org>, Bethelwel Wilson <bethelwel.wilson@lacity.org>

Hi Ms Valencia!

As I'm sure Mr Wilson will be happy to explain to you the 10 day response deadline is measured from when you receive a request rather than when you randomly choose to acknowledge receipt. So, you know, there's not much point to these pseudolegalese communications. You're not following the law and phrasing things like this won't change that. Even if it did, the 17th of January would be yet another violation.

Mr Wilson, are you guys totally sure you don't want to meet up and figure out some kind of workable system for handling requests? You all must be able to see that the current state of anarchy, exemplified by but certainly not limited to the nonsense below, is creating massive liability for the City. Even if no one cares about wasting the money surely someone cares about the likelihood of bad publicity for wasting the money.

Thanks!

A.

On December 18, 2019 12:17:59 PM PST, Angelina Valencia <angelina.valencia@lacity.org> wrote:

Adrian -

We acknowledge receipt of your CPRA request. Staff will begin the search for responsive documents and make a determination by Friday, Jan. 17.

On Fri, Oct 18, 2019 at 6:08 PM <adrian@123mail.org> wrote:

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lw.com
osama.younan@lacity.org
1410partners.com
aegworldwide.com
agd-landuse.com
airbus.com
arg-la.com
bankofamerica.com
cbre.com
centuryhousing.org
cityliftparking.com
crescentheights.com
cshs.org
csun.edu

thanks, Ms. Valencia!

Adrian

--

Angelina D. Valencia
Communications Director
Office of Councilmember Curren D. Price, Jr.
Los Angeles City Council District 9
200 N. Spring St., Suite 420, Los Angeles 90012
Phone: (213) 473-7009

EXHIBIT

Subject: Re: CPRA request (CD9.2019.10.18.a)
From: Bethelwel Wilson <bethelwel.wilson@lacity.org>
Date: 12/18/19, 12:46 PM
To: adrian@123mail.org
CC: Angelina Valencia <angelina.valencia@lacity.org>, Frank Mateljan <frank.mateljan@lacity.org>

Hello Mr. Riskin,

I will send you a calendar of expected production dates for your outstanding requests with CD9 shortly.

Thanks,

On Wed, Dec 18, 2019 at 12:28 PM <adrian@123mail.org> wrote:

Hi Ms Valencia!

As I'm sure Mr Wilson will be happy to explain to you the 10 day response deadline is measured from when you receive a request rather than when you randomly choose to acknowledge receipt. So, you know, there's not much point to these pseudolegalese communications. You're not following the law and phrasing things like this won't change that. Even if it did, the 17th of January would be yet another violation.

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Thanks!

A.

On December 18, 2019 12:17:59 PM PST, Angelina Valencia <angelina.valencia@lacity.org> wrote:

Adrian -

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On Fri, Oct 18, 2019 at 6:08 PM <adrian@123mail.org> wrote:

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arg-la.com
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cbre.com
centuryhousing.org
cityliftparking.com
crescentheights.com
cshs.org
csun.edu

thanks, Ms. Valencia!

Adrian

--

Angelina D. Valencia
Communications Director
Office of Councilmember Curren D. Price, Jr.
Los Angeles City Council District 9

200 N. Spring St., Suite 420, Los Angeles 90012
Phone: (213) 473-7009

--

Bethelwel Wilson
Deputy City Attorney

General Counsel Division

Los Angeles City Attorney's Office

200 N. Main Street, 8th Floor
City Hall East, Mail Stop 140

Los Angeles, CA 90012
bethelwel.wilson@lacity.org

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received this communication in error, please notify us immediately by e-mail and delete the original message and any attachments without reading or saving in any manner.

EXHIBIT

Subject: Re: CPRA request (CD9.2019.10.18.a)
From: adrian@123mail.org
Date: 11/22/20, 11:25 AM
To: "Angelina Valencia" <angelina.valencia@lacity.org>, "Bethelwel Wilson" <bethelwel.wilson@lacity.org>

Good morning, Ms. Valencia.

This request wasn't listed in your December 2019 calendar of production dates and I don't believe you have responded to it yet. Please advise.

Adrian

On Wed, Dec 18, 2019, at 12:27 PM, adrian@123mail.org wrote:

Hi Ms Valencia!

As I'm sure Mr Wilson will be happy to explain to you the 10 day response deadline is measured from when you receive a request rather than when you randomly choose to acknowledge receipt. So, you know, there's not much point to these pseudolegalese communications. You're not following the law and phrasing things like this won't change that. Even if it did, the 17th of January would be yet another violation.

Mr Wilson, are you guys totally sure you don't want to meet up and figure out some kind of workable system for handling requests? You all must be able to see that the current state of anarchy, exemplified by but certainly not limited to the nonsense below, is creating massive liability for the City. Even if no one cares about wasting the money surely someone cares about the likelihood of bad publicity for wasting the money.

Thanks!

A.

On December 18, 2019 12:17:59 PM PST, Angelina Valencia <angelina.valencia@lacity.org> wrote:

Adrian -

We acknowledge receipt of your CPRA request. Staff will begin the search for responsive documents and make a determination by Friday, Jan. 17.

On Fri, Oct 18, 2019 at 6:08 PM <adrian@123mail.org> wrote:

Good evening, Ms. Valencia!

Today I am looking for all emails between anyone at CD9 including Mr. Price on the one hand and any email address or domain on the following list. I need these in the MBOX format in which CD9 stores these emails, as required by law, and all attachments in their own specific native formats. And these from July 1, 2015 and October 18, 2019.

lw.com
osama.younan@lacity.org
1410partners.com
aegworldwide.com
agd-landuse.com
airbus.com
arg-la.com
bankofamerica.com
cbre.com
centuryhousing.org
cityliftparking.com
crescentheights.com
cshs.org
csun.edu

thanks, Ms. Valencia!

Adrian

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Angelina D. Valencia
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Office of Councilmember Curren D. Price, Jr.
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Phone: (213) 473-7009

